

Message

From: Mason, Scott [Mason.Scott@epa.gov]
Sent: 7/21/2020 9:37:48 PM
To: Byrne, Andrew [Byrne.Andrew@epa.gov]
CC: Zimmer, Nathaniel [zimmer.nathaniel@epa.gov]; Wright, Felicia [Wright.Felicia@epa.gov]
Subject: Re: R6 RTOC - McGirt and SAFETEA

Excellent analysis. Much appreciated, Andy.

Scott

Sent from my iPhone

On Jul 21, 2020, at 4:35 PM, Byrne, Andrew <Byrne.Andrew@epa.gov> wrote:

Scott and Nate,

An update on a unique issue coming out of last week's Supreme Court *McGirt* decision, this may be raised during tomorrow's RTOC and shortly with OGC and R6 leadership.

OGC has informed me that in the next 1-2 days the State of Oklahoma is expected to formally invoke a provision in the Safe, Accountable, Flexible, Efficient Transportation Equity Act (known as SAFETEA) which allows them to assume environmental program responsibility in Indian country in the State. I believe Matt Leopold previously reached out to you on this, please let me know if you need additional background on this law. The Region 6 tribes are likely aware of this pending request and it will be of major interest to them.

Ex. 5 Deliberative Process (DP)

Thanks, please let me know if you have any questions.

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